

IPW



PATENT  
Customer No. 22,852  
Attorney Docket No. 03327.2356-00

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
)  
Yasunori ANDO ) Group Art Unit: 2812  
)  
Serial No.: 10/590,911 ) Examiner: DINH, Thu Huong T.  
)  
Filed: August 28, 2006 )  
) Confirmation No.: 4392  
For: ICON BEAM IRRADIATION )  
APPARATUS AND ION BEAM )  
IRRADIATION METHOD )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO RESTRICTION REQUIREMENT**

In a restriction requirement dated January 16, 2008, the Examiner required  
restriction under 35 U.S.C. § 121 between:

- Group I. Claims 1-5, drawn to an article of manufacturing an ion beam  
irradiation apparatus, classified in class 257, subclass 1+.
- Group II. Claim 6, drawn to method of manufacturing an ion beam  
irradiation apparatus classified in class 438, subclass 510.

Applicant hereby provisionally elects, without prejudice, to prosecute Group I,  
claims 1-5.


Please grant any extensions of time required to enter this response and charge any additional required fees to our Deposit Account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: February 15, 2008

By: \_\_\_\_\_

  
Cathy C. Ding  
Reg. No. 52,820